

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

In re: PHARMACEUTICAL INDUSTRY)
AVERAGE WHOLESale PRICE)
LITIGATION)

MDL No. 1456
Civil Action No. 01-12257-PBS

THIS DOCUMENT RELATES TO:

Hon. Patti B. Saris

United States of America ex rel. Ven-a-Care)
of the Florida Keys, Inc., v. Abbott)
Laboratories, Inc., CIVIL ACTION NO. 06-)
11337-PBS)

Magistrate Judge Marianne B. Bowler

**MOTION FOR LEAVE TO FILE THE UNITED STATES' REPLY TO ABBOTT
LABORATORIES INC.'S OPPOSITION TO THE UNITED STATES'
MOTION TO QUASH THE SUBPOENAS OF IRA BURNEY AND DEBBIE CHANG
AND IN SUPPORT OF A PROTECTIVE ORDER**

The United States moves the Court for leave to file a reply to Abbott Laboratories Inc.'s
Opposition to the United States' Motion to Quash the Subpoenas of Ira Burney and Debbie
Chang and in Support of a Protective Order. The proposed reply is attached to this motion as
Exhibit 1.

For the United States of America,

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Dated: March 20, 2008

CERTIFICATE PURSUANT TO LOCAL RULE 7.1

I hereby certify that I have communicated with counsel for the defendant Abbott Laboratories, Inc. in an effort to resolve the disputes referred to in this motion, and that the parties have not been able to narrow or resolve the issues raised therein.

/s/ Justin Draycott
Justin Draycott

Dated: March 20, 2008

CERTIFICATE OF SERVICE

I hereby certify that I have this day caused an electronic copy of the above **MOTION FOR LEAVE TO FILE THE UNITED STATES' REPLY TO ABBOTT LABORATORIES INC'S' OPPOSITION TO THE UNITED STATES' MOTION TO QUASH THE DEPOSITIONS OF IRA BURNEY AND DEBBIE CHANG AND IN SUPPORT OF A PROTECTIVE ORDER** to be served on all counsel of record via electronic service pursuant to Paragraph 11 of Case Management Order No. 2 by sending a copy to LexisNexis File & Serve for posting and notification to all parties.

Dated: March 20, 2008

/s/ Evan C. Zoldan
Evan C. Zoldan